

**EXHIBIT “A”**

7/ Suzanne Bruggen

01/29/2015

1 Mark Allen Kleiman [115919]  
 2 Pooja Rajaram [241777]  
 2907 Stanford Avenue  
 Venice, CA 90292  
 3 Telephone: (310) 306-8094  
 Facsimile: (310) 306-8491  
 4 mkleiman@quitam.org  
 prajaram@quitam.org

5 Jay W. MacIntosh, SBN 209912  
 6 Law Offices of Jay W. MacIntosh  
 16633 Ventura Boulevard, Suite 1200  
 7 Encino, CA 91436  
 Telephone: (310) 288-4330  
 8 Facsimile: (310) 479-4629  
 jay@jaywmacintoshlaw.com

9 Attorneys for Plaintiff

**FILED**  
 Superior Court of California  
 County of Los Angeles

JAN 29 2015

Sherri R. Carter, Executive Officer/Clerk  
 By: Shaunya Bolden Deputy

SUPERIOR COURT FOR THE STATE OF CALIFORNIA

COUNTY OF LOS ANGELES

16 GREGORY LORENZO HUDSON;

17 Plaintiff,

18 v.

19 PROFESSIONAL COLLECTION  
 CONSULTANTS, Inc.; Does 1-10, and each of  
 20 them,

21 Defendants.

Case No.:

**BC 570780**

COMPLAINT FOR DAMAGES

1. Wrongful Termination in Violation of Public Policy;
2. Violation of Labor Code §1102.5;
3. Disability Discrimination in Violation of Government Code §12940, et. seq.;
4. Defamation

24 Plaintiff Gregory Lorenzo Hudson hereby alleges as follows:

- 25 1. Professional Collections Consultants (hereinafter "PCC") is a debt collection agency.
- 26 2. Gregory Hudson was fired by PCC. He was fired because of his opposition to
- 27 company's illegal debt collection practices, which included bribing government employees and bank
- 28 personnel to get private and confidential information about debtors. Hudson openly cooperated with

CIT/ASSE: DEPT/CLERK  
 LER/DEF#: RECEIPT #  
 DATE PAID: 01/29/15  
 PAYMENT: \$435.00  
 RECEIVED: 1:39 PM  
 CHECK: \$435.00  
 CASH: \$0.00  
 CHARGE: \$0.00  
 CARD: \$0.00

1 the criminal investigation into PCC by the Federal Bureau of Investigation and the United States  
2 Department of Justice. Hudson was believed by PCC to be the source of information that led to a  
3 search warrant being executed at the PCC offices.

4 3. Along with (and perhaps as a part of PCC's retaliation against Hudson) was a  
5 campaign of incessant discrimination against him because of his disabling medical conditions, and  
6 the repeated refusal of his reasonable and modest requests for accommodation.

7 4. In firing Hudson and thereafter, PCC's President, Todd Shields, made statements  
8 which were false and defamatory, wrongly accusing Hudson of theft and dishonesty.

#### 9 PARTIES

10 5. Plaintiff Gregory Hudson is a resident of California and was employed by PCC as a  
11 Debt Collector beginning in February, 2002.

12 6. Defendant PCC, Inc., is a corporation headquartered in Culver City, California that  
13 collects debts on overdue commercial accounts.

14 7. At all times material hereto, Todd Shields (hereinafter "Shields") was the  
15 President of PCC, Inc.

16 8. Plaintiff is informed and believes and based thereon alleges that Does 1-10 served  
17 as agents, partners, and/or representatives of one and another in the retaliation against him, and were  
18 acting within the course, scope and authority of such agency, partnership and/or representation for  
19 the conduct described herein.

#### 20 JURISDICTION AND VENUE

21 9. This Court has personal jurisdiction over the Defendant PCC because  
22 the Defendant operates a business in the State of California and has offices in the County.

#### 23 ALLEGATIONS

24 10. PCC is a debt collector. PCC would purchase delinquent accounts from Pac Bell  
25 Wireless/Cingular, Verizon, Chase Bank, and other creditors and attempt to collect on the debts. As  
26 a debt collector PCC is governed by federal and state laws intended to protect debtors from unfair,  
27 deceptive, and illegal collection practices.

28 //

01/29/2015

11. One of those laws is the Fair Debt Collection Practices Act, 15 U.S.C. §1692 et seq. In passing this law Congress found that there was "abundant evidence of abusive, deceptive, and unfair debt collection practices" which contribute "to invasions of individual privacy". (15 U.S.C. §1692(a).)

12. The Act protects against invasions of privacy by prohibiting, *inter alia*, communicating "in connection with the collection of any debt, with any person other than a consumer, his attorney, a consumer reporting agency if otherwise permitted by law, the creditor, the attorney of the creditor, or the attorney of the debt collector." (15 U.S.C. §1692c(b).)

13. The Act likewise prohibits debt collectors from "[t]he use of any false representation or deceptive means to collect or attempt to collect any debt or to obtain information concerning a consumer." (15 U.S.C. §1692e(10).)

14. Similarly in passing California's Fair Debt Collection Practices Act the Legislature found that "Unfair or deceptive collection practices undermine the public confidence which is essential to the continued functioning of the banking and credit system . . ." (Civil Code §1788.1(a).)

15. Accordingly, the California FDCPA prohibits "Communicating to any person a list of debtors which discloses the nature or existence of a consumer debt". (Civil Code §1788.12(c).)

16. Relator is informed and believes and based thereon alleges that in or about 2006, PCC hired a collector named Mike Flowers (hereafter "Flowers").

17. Flowers began working in the "Legal Collections" Department, which involved debts that were supposedly being turned over for litigation. It quickly became apparent to Hudson and the other collectors that Flowers was being given the first opportunity to collect on any bad debts in California or Nevada that were over \$1,500.00.

18. Hudson learned Flowers received this favorable treatment because Flowers had a contact within a government agency. Flowers would give his government source a list of debtors and their social security numbers. The government agency source gave Flowers private confidential information about the consumer's wages, job location, and other information, in violation of the law.

1           19. Hudson learned that Flowers then used the information he had illegally obtained to  
2 initiate collection actions against the debtor.

3           20. When Hudson complained about this illegal activity to his then-supervisor, Gary  
4 Conden, Conden told him to get his own "source".

5           21. Hudson later discovered that another collector, Michael Jackson, had a source at  
6 the Bank of America. Jackson would give the Bank of America employee a list of debtor's names  
7 along with their social security numbers. The Bank of America employee then gave Jackson  
8 information about the debtors' bank account numbers (if they had B of A accounts) and the amount  
9 of money in the accounts, so that Jackson could initiate collection actions.

10           22. Although Hudson again complained about this to his supervisor, Gary Conden,  
11 Conden merely reiterated his earlier suggestion that Hudson join in the illegal conduct. Hudson  
12 refused, stating that PCC was breaking the law and that he wanted no part of it.

13           23. It was also clear to Hudson that PCC's President knew of and condoned this  
14 activity, as Hudson saw Shields at a company Christmas party hand Flowers a thick envelope which,  
15 on information and belief, stuffed with cash, while Shields told Flowers that this gift was for  
16 Flowers' source.

17           24. Instead, in 2007, Hudson reported this to the EDD. For months, Hudson w  
18 as in contact with an EDD fraud investigator named "Chemy" about this matter, but the EDD  
19 ultimately dropped the investigation because it could never locate Flowers' source.

20           25. PCC retaliated against Hudson for his refusal to join in the aforementioned illegal  
21 activities. The primary (although by no means the exclusive) weapon of retaliation was economic.  
22 PCC manipulated the accounts given to Hudson to make sure that his income plummeted. With  
23 fringe benefits, Hudson's salary had steadily increased from 2002 though 2005:

| Year | Salary    | Fringe Package | Total Compensation | Change from Prior Year |
|------|-----------|----------------|--------------------|------------------------|
| 2002 | 40,814.31 | 8,571.01       | 49,385.32          |                        |
| 2003 | 71,821.65 | 15,082.55      | 86,904.20          | 76% increase           |
| 2004 | 84,331.24 | 17,709.56      | 102,040.80         | 17.4% increase         |
| 2005 | 91,927.14 | 19,304.70      | 111,231.84         | 9.0% increase          |

1 After Hudson complained about the illegal conduct, this picture changed abruptly and  
2 dramatically:

| 3 Year  | Salary    | Fringe Package | Total Compensation |
|---------|-----------|----------------|--------------------|
| 4 2006  | 74,881.30 | 15,725.07      | 90,606.37          |
| 5 2007  | 64,726.98 | 13,592.67      | 78,319.65          |
| 6 2008  | 66,822.76 | 14,032.78      | 80,855.54          |
| 7 2009  | 61,903.12 | 12,999.66      | 74,902.78          |
| 8 2010  | 59,154.96 | 12,212.54      | 71,367.50          |
| 9 2011  | 54,245.47 | 11,391.55      | 65,637.02          |
| 10 2012 | 47,257.25 | 9,924.02       | 57,181.27          |
| 11 2013 | 43,464.15 | 9,127.47       | 52,591.62          |

12  
13 26. In addition to the unrelenting squeeze on Hudson's ability to earn a living, PCC  
14 embarked upon a campaign of mounting harassment with the intent of forcing him to either join in  
15 the lawbreaking or to quit. The office manager, Josephine Young (hereinafter "Young") singled  
16 Hudson out for to intense and ongoing scrutiny and discriminatory treatment. Unlike other  
17 employees, Hudson:

- 18 (A) Was not permitted to read a newspaper at his desk during break times;
- 19 (B) Was not allowed to talk to his co-workers unless he and they were on break;
- 20 (C) Was not permitted to begin work early to make up time lost for necessary  
21 medical appointments;
- 22 (D) Had to clock in – even though he was on salary;
- 23 (E) Was harassed for wearing sandals for his foot condition;
- 24 (F) Was not allowed to take calls from Spanish speaking debtors even though  
25 other collectors who did not speak Spanish were allowed to take such calls.

26 27. Hudson was also denied reasonable requests for accommodation for his orthopedic  
27 and other problems, and was told he should seek work somewhere else because of his poor health.

28 //

01/29/2015

1        28. Hudson suffered increasingly severe physical and emotional problems, which  
2 effected his well-being, as well as his relationship with his wife.

3        29. On or about August 27, 2013, the Federal Bureau of Investigation executed a  
4 search warrant at the PCC offices detaining and speaking with several employees, including Hudson,  
5 and seizing evidentiary material.

6        30. Clark Garen, PCC's counsel, and Shields met with Hudson in Shield's office and  
7 encouraged him to quit, promising Hudson that if he did so, PCC would not contest Hudson's  
8 application for unemployment benefits. However, if he forced PCC to fire him, PCC would contest  
9 Hudson's application for unemployment benefits.

10       31. On September 26, 2013, a private investigator hired by PCC sought to interview  
11 Hudson about what he had told the FBI. Hudson declined to answer.

12       32. On November 26, 2013, while Hudson was at work, he was served with a  
13 subpoena to testify before a federal grand jury, and to produce documents relating to the allegations  
14 that PCC was illegally obtaining financial and employment information about debtors from the EDD  
15 and from banks.

16       33. On December 10, 2013, Hudson complied with the subpoena, was interviewed by  
17 a Criminal Division attorney from the United States Attorney's Office for the Central District of  
18 California, and produced documents as required by the subpoena.

19       34. It is a violation of public policy to retaliate against witnesses in federal proceedings.  
20 42 U.S.C. §1985(2) prohibits from injuring a party or witness "in his person or property" for having  
21 testified in a federal proceeding.

22       35. On March 19, 2014, Hudson was fired. In the letter of termination Todd Shields,  
23 PCC President, falsely and maliciously alleged Hudson had stolen money and had been dishonest.

24       36. As a direct and legal result of Defendant's unlawful conduct, the Plaintiff has  
25 suffered and continues to suffer economic loss and other benefits, as well as ongoing emotional  
26 distress.

27 //

28 //

**FIRST CAUSE OF ACTION FOR**  
**WRONGFUL TERMINATION IN VIOLATION OF PUBLIC POLICY**

37. Plaintiff repeats and repleads any incorporates herein each of the allegations contained in Paragraphs 1-36, inclusive.

38. Plaintiff believed in good faith that PCC was violating laws protecting consumer privacy and prohibiting deceptive collection practices. He was discriminated against in the terms and conditions of his employment and fired because of his lawful acts taken to oppose Defendant's conduct.

39. Although Plaintiff had suffered drastically reduced income, Plaintiff had remained gainfully employed until after he was served with a subpoena to testify before a federal grand jury investigating criminal conduct by PCC.

40. As a direct and legal result of the conduct of PCC and other defendants, and each of them, Plaintiff has sustained and will suffer the loss of salary and other valuable employee benefits, and interest thereon

41. As a direct and legal result of the conduct of PCC and other Defendants, and each of them, Plaintiff has suffered emotional distress.

42. The actions of Defendants, and each of them, were carried out in a deliberate manner in conscious disregard of the rights of Plaintiff and were malicious, despicable, and were intended to harm Plaintiff. Plaintiff is therefore entitled to punitive damages against Defendants in an amount sufficient to punish defendants, and to deter future similar misconduct.

43. Defendants, and each of them, committed the acts alleged herein recklessly, maliciously, fraudulently, and oppressively, with the intention of injuring Hudson for an improper and evil motive amounting to malice. All actions described herein were authorized, directed, ratified, and approved by Defendants, and each of them. Hudson is therefore entitled to recover punitive and exemplary damages from defendants, and each of them in an amount based on the wealth and ability to pay and according to proof at trial.

//

//



**SECOND CAUSE OF ACTION FOR**  
**VIOLATION OF LABOR CODE § 1102.5.**

44. Plaintiff repeats and repleads any incorporates herein each of the allegations contained in Paragraphs 1-39, inclusive.

45. As a separate and distinct cause of action Plaintiff alleges he was discriminated against in the terms and conditions of employment and ultimately fired in violation of Labor Code §1102.5.

46. As a direct and legal result of the conduct of PCC and other defendants, and each of them, Plaintiff has sustained and will suffer the loss of salary and other valuable employee benefits, and interest thereon

47. As a direct and legal result of the conduct of PCC and other Defendants, and each of them, Plaintiff has suffered emotional distress.

48. As a direct and legal result of the conduct of Defendants, and each of them, Hudson has sustained and will suffer the loss of salary and other valuable benefits, and interest thereon

49. Plaintiff is entitled to all relief necessary to make him whole, including the amount of back pay lost, interest on the back pay, future lost income, and compensation for any special damages sustained as a result of the discrimination and retaliatory firing, including but not limited to the cost of this litigation.

50. The actions of Defendants, and each of them, were carried out in a deliberate manner in conscious disregard of the rights of Plaintiff and were malicious, despicable, and were intended to harm Plaintiff. Plaintiff is therefore entitled to punitive damages against Defendants in an amount sufficient to punish defendants, and to deter future similar misconduct.

51. Defendants, and each of them, committed the acts alleged herein recklessly, maliciously, fraudulently, and oppressively, with the intention of injuring Hudson for an improper and evil motive amounting to malice. All actions described herein were authorized, directed, ratified, and approved by Defendants, and each of them. Hudson is therefore entitled to recover punitive and exemplary damages from defendants, and each of them in an amount based on the wealth and ability to pay and according to proof at trial.

**THIRD CAUSE OF ACTION FOR**  
**VIOLATION OF GOVERNMENT CODE § 12940 et. seq.**

52. Plaintiff repeats and repleads each of the allegations in Paragraphs 1-30 of this Complaint, and incorporates them as though fully set forth herein.

53. At all times material hereto Defendant PCC employed five or more persons in California, so was subject to the Fair Employment and Housing Act, (hereinafter FEHA).

54. Hudson has exhausted his administrative remedies under FEHA by filing a complaint with the Department of Fair Employment and Housing and obtaining a 'right to sue' letter.

55. PCC knew or believed that Hudson had, or had a history of having a disability and or a medical condition which limited one or more of Hudson's major life activities, including, *inter alia*, his ability to work. At a minimum, PCC knew Hudson was and is disabled due to work related stress brought on by the harassment, discrimination, and retaliation in his employment.

56. Hudson was nonetheless able to perform his essential job duties as a debt collector with reasonable accommodations for his disability and/or medical condition. The reasonable accommodation included PCC providing Hudson with a work area free from discrimination, harassment, and retaliation, latitude in his footwear, an adequate chair, and the ability to quietly get up from a sitting position and quietly move about the office from time to time.

57. Hudson was a 'qualified individual' with a disability within the meaning of FEHA.

58. Hudson was able to perform the essential functions of his job as a Debt Collector with PCC with reasonable accommodation for his disability and/or medical condition.

59. Although Hudson requested accommodation, PCC failed to provide it and failed to make any suitable counter-proposal or alternative reasonable accommodation in violation of *Gov Government Code §12940(m)*.

60. At all times material hereto, Hudson was willing to participate in an interactive process to determine whether reasonable accommodation could be made so that he would be able to perform the essential requirements of his job.

//

//

1 61. PCC failed to participate in a timely, good faith interactive process with Hudson to  
2 determine whether reasonable accommodation could be made. This failure violated *Government*  
3 *Code* §12940(n).

4 62. Hudson was subjected to adverse employment actions.

5 63. As a direct and legal consequence of defendant's actions and failures to take action,  
6 Hudson was harmed.

7 64. Hudson's disability and/or medical condition was a motivating reason for the adverse  
8 employment actions PCC took against Hudson.

9 65. Defendants, and each of them, committed the acts alleged herein recklessly,  
10 maliciously, fraudulently, and oppressively, with the intention of injuring Hudson for an improper  
11 and evil motive amounting to malice. All actions described herein were authorized, directed,  
12 ratified, and approved by Defendants, and each of them. Hudson is therefore entitled to recover  
13 punitive and exemplary damages from defendants, and each of them in an amount based on the  
14 wealth and ability to pay and according to proof at trial.

15  
16 **FOURTH CAUSE OF ACTION FOR DEFAMATION**

17 66. Plaintiff repeats and repleads any incorporates herein each of the allegations  
18 contained in Paragraphs 1-39, inclusive as though fully set forth herein.

19 67. As a separate and distinct cause of action, Hudson alleges he was defamed.

20 68. On March 19, 2014 PCC's president, Todd Shields, issued a Notice of  
21 Termination to Hudson which expressly and/or impliedly accused Hudson of *inter alia*, theft;  
22 dishonesty or lying; incompetence or inefficiency; conduct unbecoming an employee; acts of  
23 deliberate sabotage or malicious mischief; and falsifying information supplied to the company.

24 69. These accusations were false. In making these accusations Shields failed or  
25 refused to investigate the factual bases for them thoroughly, including but not limited to consulting a  
26 significant number of available witnesses. In publishing these accusations PCC failed to disclose  
27 exculpatory information.

28 70. These accusations are defamatory *per se*.

01/29/2015

1           71. Moreover, PCC published these accusations far beyond the limited number of people  
2 who actually needed to know them or who inquired about them, including, but not limited to, agents  
3 and employees of Defendants.

4           72. These accusations were motivated by, *inter alia*, a desire to retaliate against  
5 Hudson for his opposition to PCC's illegal and deceptive conduct, and Hudson's reporting of this  
6 conduct to federal and state law enforcement.

7           73. The publication of these accusations by Defendant were made as a pretext to justify  
8 Hudson's firing.

9           74. The publications of these accusations were outrageous, negligent, reckless, and were  
10 maliciously published and republished by Defendants by and through their agents and employees.  
11 They have been, and continue to be republished by Defendants, their agents and employees, and by  
12 others as a natural and probable consequence of the original publication of the defamatory  
13 statements.

14           75. The defamatory meaning of all of the above described defamatory statements were  
15 understood by the third-person recipients and others to refer to Hudson.

16           76. The above defamatory statements were understood as assertions of fact, and not as  
17 opinion.

18           77. Each of the false accusations was made with hatred, ill will, and an intent to vex,  
19 annoy, harass, and injure Hudson, and was made negligently, recklessly, and intentionally published  
20 in a manner constituting malice and the abuse of any conditional privilege (which, in any event,  
21 Hudson denies existed.).

22           78. Hudson is informed and believes and based thereon alleges that the defamatory  
23 statements shall continue to be published and republished for the foreseeable future, causing Hudson  
24 additional injury.

25           79. As a direct and legal result of the foregoing, Hudson has suffered injury to his  
26 personal, business, and professional reputation including suffering, embarrassment, humiliation,  
27 serious emotional distress, shunning, anguish, fear, loss of employment and employability, and

28 //

1 significant economic loss in the form of lost wages and future earnings, all to Plaintiff's economic,  
2 emotional, and general damage in an amount according to proof.

3 80. Defendants, and each of them, committed the acts alleged herein recklessly,  
4 maliciously, fraudulently, and oppressively, with the intention of injuring Hudson for an improper  
5 and evil motive amounting to malice. All actions described herein were authorized, directed,  
6 ratified, and approved by Defendants, and each of them. Hudson is therefore entitled to recover  
7 punitive and exemplary damages from defendants, and each of them in an amount based on the  
8 wealth and ability to pay and according to proof at trial.

9 **PRAYER FOR RELIEF**

10 WHEREFORE, PLAINTIFF PRAYS FOR RELIEF AGAINST DEFENDANTS AS  
11 FOLLOWS:

12 **FOR ALL CAUSES OF ACTION**

- 13 1. For loss of salary and other valuable benefits, past, present, and future;  
14 2. General damages for anguish and for mental and emotional distress;  
15 3. For punitive damages in an amount sufficient to punish the defendants, and to deter  
16 future similar misconduct;  
17 4. Such other and further relief as this Court deems just and necessary.

18 **FOR THE FOURTH CAUSE OF ACTION**

- 19 5. For additional economic losses and costs incurred by Plaintiff in establishing his  
20 claim against Defendants;

21 Dated: January 28, 2015

LAW OFFICES OF MARK ALLEN KLEIMAN

22 By:   
23

MARK ALLEN KLEIMAN

24  
25 Dated: January \_\_, 2015

LAW OFFICES JAY W. MACINTOSH

26  
27 By: \_\_\_\_\_  
28

JAY W. MACINTOSH

1 significant economic loss in the form of lost wages and future earnings, all to Plaintiff's economic,  
2 emotional, and general damage in an amount according to proof.

3 80. Defendants, and each of them, committed the acts alleged herein recklessly,  
4 maliciously, fraudulently, and oppressively, with the intention of injuring Hudson for an improper  
5 and evil motive amounting to malice. All actions described herein were authorized, directed,  
6 ratified, and approved by Defendants, and each of them. Hudson is therefore entitled to recover  
7 punitive and exemplary damages from defendants, and each of them in an amount based on the  
8 wealth and ability to pay and according to proof at trial.

9 **PRAYER FOR RELIEF**

10 WHEREFORE, PLAINTIFF PRAYS FOR RELIEF AGAINST DEFENDANTS AS  
11 FOLLOWS:

12 **FOR ALL CAUSES OF ACTION**

- 13 1. For loss of salary and other valuable benefits, past, present, and future;  
14 2. General damages for anguish and for mental and emotional distress;  
15 3. For punitive damages in an amount sufficient to punish the defendants, and to deter  
16 future similar misconduct;  
17 4. Such other and further relief as this Court deems just and necessary.

18 **FOR THE FOURTH CAUSE OF ACTION**

- 19 5. For additional economic losses and costs incurred by Plaintiff in establishing his  
20 claim against Defendants;

21 Dated: January \_\_, 2015

LAW OFFICES OF MARK ALLEN KLEIMAN

22 By: \_\_\_\_\_  
23

MARK ALLEN KLEIMAN

24  
25 Dated: January 28, 2015

LAW OFFICES JAY W. MACINTOSH

26  
27 By: \_\_\_\_\_  
28

JAY W. MACINTOSH

CM-010

|  |                       |   |  |
|--|-----------------------|---|--|
| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):<br>Mark Allen Kleiman (SBN 115919)<br>2907 Stanford Avenue<br>Venice, CA 90292                                   |                       | FOR COURT USE ONLY<br><br><b>FILED</b><br>Superior Court of California<br>County of Los Angeles<br><br>JAN 29 2015<br><br>Sherri R. Carter, Executive Officer/Clerk<br>By: <u>Shaunya Bolden</u> Deputy |  |
| TELEPHONE NO.: 310-306-8094<br>ATTORNEY FOR (Name): Plaintiff, Gregory Lorenzo Hudson  | FAX NO.: 310-306-8491 |   |  |
| SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES<br>STREET ADDRESS: 111 N. Hill Street<br>MAILING ADDRESS:<br>CITY AND ZIP CODE: Los Angeles, CA 90012<br>BRANCH NAME: Central District |                       |   |  |
| CASE NAME:<br>Gregory Lorenzo Hudson v. Professional Collection Consultants, Inc.  |                       |   |  |
| <b>CIVIL CASE COVER SHEET</b><br><input checked="" type="checkbox"/> Unlimited (Amount demanded exceeds \$25,000) <input type="checkbox"/> Limited (Amount demanded is \$25,000 or less)   |                       | Complex Case Designation<br><input type="checkbox"/> Counter <input type="checkbox"/> Joinder<br>Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)                             | CASE NUMBER:<br>BC 570780<br>JUDGE:<br>DEPT: |

Items 1-6 below must be completed (see instructions on page 2).

1. Check one box below for the case type that best describes this case:

|   |  |   |
|---|--|---|
| <b>Auto Tort</b><br><input type="checkbox"/> Auto (22)<br><input type="checkbox"/> Uninsured motorist (46)<br><b>Other PIPD/WD (Personal Injury/Property Damage/Wrongful Death) Tort</b><br><input type="checkbox"/> Asbestos (04)<br><input type="checkbox"/> Product liability (24)<br><input type="checkbox"/> Medical malpractice (45)<br><input type="checkbox"/> Other PIPD/WD (23)<br><b>Non-PIPD/WD (Other) Tort</b><br><input type="checkbox"/> Business tort/unfair business practice (07)<br><input type="checkbox"/> Civil rights (08)<br><input type="checkbox"/> Defamation (13)<br><input type="checkbox"/> Fraud (18)<br><input type="checkbox"/> Intellectual property (19)<br><input type="checkbox"/> Professional negligence (25)<br><input type="checkbox"/> Other non-PIPD/WD tort (35)<br><b>Employment</b><br><input checked="" type="checkbox"/> Wrongful termination (36)<br><input type="checkbox"/> Other employment (15) | <b>Contract</b><br><input type="checkbox"/> Breach of contract/warranty (06)<br><input type="checkbox"/> Rule 3.740 collections (09)<br><input type="checkbox"/> Other collections (09)<br><input type="checkbox"/> Insurance coverage (18)<br><input type="checkbox"/> Other contract (37)<br><b>Real Property</b><br><input type="checkbox"/> Eminent domain/inverse condemnation (14)<br><input type="checkbox"/> Wrongful eviction (33)<br><input type="checkbox"/> Other real property (26)<br><b>Unlawful Detainer</b><br><input type="checkbox"/> Commercial (31)<br><input type="checkbox"/> Residential (32)<br><input type="checkbox"/> Drugs (38)<br><b>Judicial Review</b><br><input type="checkbox"/> Asset forfeiture (05)<br><input type="checkbox"/> Petition re: arbitration award (11)<br><input type="checkbox"/> Writ of mandate (02)<br><input type="checkbox"/> Other judicial review (39) | <b>Provisionally Complex Civil Litigation</b><br>(Cal. Rules of Court, rules 3.400-3.403)<br><input type="checkbox"/> Antitrust/Trade regulation (03)<br><input type="checkbox"/> Construction defect (10)<br><input type="checkbox"/> Mass tort (40)<br><input type="checkbox"/> Securities litigation (28)<br><input type="checkbox"/> Environmental/Toxic tort (30)<br><input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41)<br><b>Enforcement of Judgment</b><br><input type="checkbox"/> Enforcement of judgment (20)<br><b>Miscellaneous Civil Complaint</b><br><input type="checkbox"/> RICO (27)<br><input type="checkbox"/> Other complaint (not specified above) (42)<br><b>Miscellaneous Civil Petition</b><br><input type="checkbox"/> Partnership and corporate governance (21)<br><input type="checkbox"/> Other petition (not specified above) (43) |
|---|--|---|

2. This case ☐ is ☒ is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:
- |  |  |
|--|--|
| a. <input type="checkbox"/> Large number of separately represented parties   | d. <input type="checkbox"/> Large number of witnesses  |
| b. <input type="checkbox"/> Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve | e. <input type="checkbox"/> Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court |
| c. <input type="checkbox"/> Substantial amount of documentary evidence   | f. <input type="checkbox"/> Substantial postjudgment judicial supervision  |
3. Remedies sought (check all that apply): a. ☒ monetary b. ☐ nonmonetary; declaratory or injunctive relief c. ☒ punitive
4. Number of causes of action (specify): 4-wrongful term/Labor Code 1102.5/Disability Discrimination/Defamation
5. This case ☐ is ☒ is not a class action suit.
6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-015.)

Date: January 28, 2015  
Mark Allen Kleiman

(TYPE OR PRINT NAME)

**NOTICE**

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
  - If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
  - Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

Form Adopted for Mandatory Use  
Judicial Council of California  
CM-010 (Rev. July 1, 2007)

**CIVIL CASE COVER SHEET**

Cal. Rules of Court, rules 2.30, 3.220, 3.400-3.403, 3.740;  
Cal. Standards of Judicial Administration, std. 3.10  
www.courtinfo.ca.gov



|  |                               |
|--|-------------------------------|
| SHORT TITLE: Hudson v. Professional Collection Consultants, Inc. | CASE NUMBER: <b>BC 570780</b> |
|--|-------------------------------|

**CIVIL CASE COVER SHEET ADDENDUM AND  
STATEMENT OF LOCATION  
(CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO COURTHOUSE LOCATION)**

This form is required pursuant to Local Rule 2.0 in all new civil case filings in the Los Angeles Superior Court.

**Item I.** Check the types of hearing and fill in the estimated length of hearing expected for this case:

JURY TRIAL? ☒ YES CLASS ACTION? ☐ YES LIMITED CASE? ☐ YES TIME ESTIMATED FOR TRIAL 14 ☐ HOURS/ ☒ DAYS

**Item II.** Indicate the correct district and courthouse location (4 steps – If you checked “Limited Case”, skip to Item III, Pg. 4):

**Step 1:** After first completing the Civil Case Cover Sheet form, find the main Civil Case Cover Sheet heading for your case in the left margin below, and, to the right in Column **A**, the Civil Case Cover Sheet case type you selected.

**Step 2:** Check one Superior Court type of action in Column **B** below which best describes the nature of this case.

**Step 3:** In Column **C**, circle the reason for the court location choice that applies to the type of action you have checked. For any exception to the court location, see Local Rule 2.0.

Applicable Reasons for Choosing Courthouse Location (see Column C below)

- |   |   |
|---|---|
| 1. Class actions must be filed in the Stanley Mosk Courthouse, central district.<br>2. May be filed in central (other county, or no bodily injury/property damage).<br>3. Location where cause of action arose.<br>4. Location where bodily injury, death or damage occurred.<br>5. Location where performance required or defendant resides. | 6. Location of property or permanently garaged vehicle.<br>7. Location where petitioner resides.<br>8. Location wherein defendant/respondent functions wholly.<br>9. Location where one or more of the parties reside.<br>10. Location of Labor Commissioner Office |
|---|---|

**Step 4:** Fill in the information requested on page 4 in Item III; complete Item IV. Sign the declaration.

|  | A<br>Civil Case Cover Sheet<br>Category No.                           | B<br>Type of Action<br>(Check only one)   | C<br>Applicable Reasons -<br>See Step 3 Above |
|--|---|---|---|
| Auto<br>Tort   | Auto (22)   | <input type="checkbox"/> A7100 Motor Vehicle - Personal Injury/Property Damage/Wrongful Death   | 1., 2., 4.                                    |
|  | Uninsured Motorist (46)   | <input type="checkbox"/> A7110 Personal Injury/Property Damage/Wrongful Death – Uninsured Motorist  | 1., 2., 4.                                    |
| Other Personal Injury/Property<br>Damage/Wrongful Death Tort | Asbestos (04)   | <input type="checkbox"/> A6070 Asbestos Property Damage<br><input type="checkbox"/> A7221 Asbestos - Personal Injury/Wrongful Death   | 2.<br>2.                                      |
|  | Product Liability (24)  | <input type="checkbox"/> A7260 Product Liability (not asbestos or toxic/environmental)  | 1., 2., 3., 4., 8.                            |
|  | Medical Malpractice (45)  | <input type="checkbox"/> A7210 Medical Malpractice - Physicians & Surgeons<br><input type="checkbox"/> A7240 Other Professional Health Care Malpractice   | 1., 4.<br>1., 4.                              |
|  | Other<br>Personal Injury<br>Property Damage<br>Wrongful Death<br>(23) | <input type="checkbox"/> A7250 Premises Liability (e.g., slip and fall)<br><input type="checkbox"/> A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism, etc.) | 1., 4.<br>1., 4.                              |
|  |   | <input type="checkbox"/> A7270 Intentional Infliction of Emotional Distress<br><input type="checkbox"/> A7220 Other Personal Injury/Property Damage/Wrongful Death                                  | 1., 3.<br>1., 4.                              |



|   |             |
|---|-------------|
| SHORT TITLE: <b>Hudson v. Professional Collection Consultants, Inc.</b> | CASE NUMBER |
|---|-------------|

|  | A<br>Civil Case Cover Sheet<br>Category No.             | B<br>Type of Action<br>(Check only one)   | C<br>Applicable Reasons -<br>See Step 3 Above      |
|--|---|---|--|
| Non-Personal Injury/ Property<br>Damage/ Wrongful Death Tort | Business Tort (07)                                      | <input type="checkbox"/> A6029 Other Commercial/Business Tort (not fraud/breach of contract)  | 1., 3.   |
|  | Civil Rights (08)                                       | <input type="checkbox"/> A6005 Civil Rights/Discrimination  | 1., 2., 3.   |
|  | Defamation (13)   | <input type="checkbox"/> A6010 Defamation (slander/libel)   | 1., 2., 3.   |
|  | Fraud (16)  | <input type="checkbox"/> A6013 Fraud (no contract)  | 1., 2., 3.   |
|  | Professional Negligence (25)                            | <input type="checkbox"/> A6017 Legal Malpractice<br><input type="checkbox"/> A6050 Other Professional Malpractice (not medical or legal)  | 1., 2., 3.<br>1., 2., 3.                           |
|  | Other (35)  | <input type="checkbox"/> A6025 Other Non-Personal Injury/Property Damage tort   | 2., 3.   |
| Employment   | Wrongful Termination (36)                               | <input checked="" type="checkbox"/> A6037 Wrongful Termination  | 1., 2., 3.   |
|  | Other Employment (15)                                   | <input type="checkbox"/> A6024 Other Employment Complaint Case<br><input type="checkbox"/> A6109 Labor Commissioner Appeals   | 1., 2., 3.<br>10.                                  |
| Contract   | Breach of Contract/ Warranty<br>(06)<br>(not insurance) | <input type="checkbox"/> A6004 Breach of Rental/Lease Contract (not unlawful detainer or wrongful eviction)<br><input type="checkbox"/> A6008 Contract/Warranty Breach -Seller Plaintiff (no fraud/negligence)<br><input type="checkbox"/> A6019 Negligent Breach of Contract/Warranty (no fraud)<br><input type="checkbox"/> A6028 Other Breach of Contract/Warranty (not fraud or negligence) | 2., 5.<br>2., 5.<br>1., 2., 5.<br>1., 2., 5.       |
|  | Collections (09)  | <input type="checkbox"/> A6002 Collections Case-Seller Plaintiff<br><input type="checkbox"/> A6012 Other Promissory Note/Collections Case   | 2., 5., 6.<br>2., 5.                               |
|  | Insurance Coverage (18)                                 | <input type="checkbox"/> A6015 Insurance Coverage (not complex)   | 1., 2., 5., 8.                                     |
|  | Other Contract (37)                                     | <input type="checkbox"/> A6009 Contractual Fraud<br><input type="checkbox"/> A6031 Tortious Interference<br><input type="checkbox"/> A6027 Other Contract Dispute(not breach/insurance/fraud/negligence)  | 1., 2., 3., 5.<br>1., 2., 3., 5.<br>1., 2., 3., 8. |
|  | Eminent Domain/Inverse<br>Condemnation (14)             | <input type="checkbox"/> A7300 Eminent Domain/Condemnation      Number of parcels _____   | 2.   |
|  | Wrongful Eviction (33)                                  | <input type="checkbox"/> A6023 Wrongful Eviction Case   | 2., 6.   |
|  | Other Real Property (26)                                | <input type="checkbox"/> A6018 Mortgage Foreclosure<br><input type="checkbox"/> A6032 Quiet Title<br><input type="checkbox"/> A6060 Other Real Property (not eminent domain, landlord/tenant, foreclosure)  | 2., 6.<br>2., 6.<br>2., 6.                         |
| Unlawful Detainer  | Unlawful Detainer-Commercial<br>(31)                    | <input type="checkbox"/> A6021 Unlawful Detainer-Commercial (not drugs or wrongful eviction)  | 2., 6.   |
|  | Unlawful Detainer-Residential<br>(32)                   | <input type="checkbox"/> A6020 Unlawful Detainer-Residential (not drugs or wrongful eviction)   | 2., 6.   |
|  | Unlawful Detainer-<br>Post-Foreclosure (34)             | <input type="checkbox"/> A6020F Unlawful Detainer-Post-Foreclosure  | 2., 6.   |
|  | Unlawful Detainer-Drugs (38)                            | <input type="checkbox"/> A6022 Unlawful Detainer-Drugs  | 2., 6.   |

|   |              |
|---|--------------|
| SHORT TITLE: <b>Hudson v. Professional Collection Consultants, Inc.</b> | CASE NUMBER: |
|---|--------------|

|                                  | A<br>Civil Case Cover Sheet<br>Category No.      | B<br>Type of Action<br>(Check only one)  | C<br>Applicable Reasons -<br>See Step 3 Above                                      |
|----------------------------------|--|--|--|
| Judicial Review                  | Asset Forfeiture (05)                            | <input type="checkbox"/> A6108 Asset Forfeiture Case   | 2., 6.   |
|                                  | Petition re Arbitration (11)                     | <input type="checkbox"/> A6115 Petition to Compel/Confirm/Vacate Arbitration   | 2., 5.   |
|                                  | Writ of Mandate (02)                             | <input type="checkbox"/> A6151 Writ - Administrative Mandamus<br><input type="checkbox"/> A6152 Writ - Mandamus on Limited Court Case Matter<br><input type="checkbox"/> A6153 Writ - Other Limited Court Case Review  | 2., 8.<br>2.<br>2.   |
|                                  | Other Judicial Review (39)                       | <input type="checkbox"/> A6150 Other Writ /Judicial Review   | 2., 8.   |
|                                  |  |  |  |
| Provisionally Complex Litigation | Antitrust/Trade Regulation (03)                  | <input type="checkbox"/> A6003 Antitrust/Trade Regulation  | 1., 2., 8.   |
|                                  | Construction Defect (10)                         | <input type="checkbox"/> A6007 Construction Defect   | 1., 2., 3.   |
|                                  | Claims Involving Mass Tort (40)                  | <input type="checkbox"/> A6006 Claims Involving Mass Tort  | 1., 2., 8.   |
|                                  | Securities Litigation (28)                       | <input type="checkbox"/> A6035 Securities Litigation Case  | 1., 2., 8.   |
|                                  | Toxic Tort Environmental (30)                    | <input type="checkbox"/> A6036 Toxic Tort/Environmental  | 1., 2., 3., 8.   |
|                                  | Insurance Coverage Claims from Complex Case (41) | <input type="checkbox"/> A6014 Insurance Coverage/Subrogation (complex case only)  | 1., 2., 5., 8.   |
| Enforcement of Judgment          | Enforcement of Judgment (20)                     | <input type="checkbox"/> A6141 Sister State Judgment<br><input type="checkbox"/> A6160 Abstract of Judgment<br><input type="checkbox"/> A6107 Confession of Judgment (non-domestic relations)<br><input type="checkbox"/> A6140 Administrative Agency Award (not unpaid taxes)<br><input type="checkbox"/> A6114 Petition/Certificate for Entry of Judgment on Unpaid Tax<br><input type="checkbox"/> A6112 Other Enforcement of Judgment Case | 2., 9.<br>2., 6.<br>2., 9.<br>2., 8.<br>2., 8.<br>2., 8., 9.                       |
|                                  | RICO (27)  | <input type="checkbox"/> A6033 Racketeering (RICO) Case  | 1., 2., 8.   |
| Miscellaneous Civil Complaints   | Other Complaints (Not Specified Above) (42)      | <input type="checkbox"/> A6030 Declaratory Relief Only<br><input type="checkbox"/> A6040 Injunctive Relief Only (not domestic/harassment)<br><input type="checkbox"/> A6011 Other Commercial Complaint Case (non-tort/non-complex)<br><input type="checkbox"/> A6000 Other Civil Complaint (non-tort/non-complex)  | 1., 2., 8.<br>2., 8.<br>1., 2., 8.<br>1., 2., 8.                                   |
|                                  | Partnership Corporation Governance (21)          | <input type="checkbox"/> A6113 Partnership and Corporate Governance Case   | 2., 8.   |
| Miscellaneous Civil Petitions    | Other Petitions (Not Specified Above) (43)       | <input type="checkbox"/> A6121 Civil Harassment<br><input type="checkbox"/> A6123 Workplace Harassment<br><input type="checkbox"/> A6124 Elder/Dependent Adult Abuse Case<br><input type="checkbox"/> A6190 Election Contest<br><input type="checkbox"/> A6110 Petition for Change of Name<br><input type="checkbox"/> A6170 Petition for Relief from Late Claim Law<br><input type="checkbox"/> A6100 Other Civil Petition                    | 2., 3., 9.<br>2., 3., 9.<br>2., 3., 9.<br>2.<br>2., 7.<br>2., 3., 4., 8.<br>2., 9. |

|   |             |
|---|-------------|
| SHORT TITLE:<br>Hudson v. Professional Collection Consultants, Inc. | CASE NUMBER |
|---|-------------|

**Item III. Statement of Location:** Enter the address of the accident, party's residence or place of business, performance, or other circumstance indicated in Item II., Step 3 on Page 1, as the proper reason for filing in the court location you selected.

|   |                     |   |
|---|---------------------|---|
| <b>REASON:</b> Check the appropriate boxes for the numbers shown under Column C for the type of action that you have selected for this case.<br><br><input checked="" type="checkbox"/> 1. <input checked="" type="checkbox"/> 2. <input checked="" type="checkbox"/> 3. <input type="checkbox"/> 4. <input type="checkbox"/> 5. <input type="checkbox"/> 6. <input type="checkbox"/> 7. <input type="checkbox"/> 8. <input type="checkbox"/> 9. <input type="checkbox"/> 10. |                     | <b>ADDRESS:</b><br>6700 Centinela Ave., 3rd Floor |
| <b>CITY:</b><br>Culver City   | <b>STATE:</b><br>CA | <b>ZIP CODE:</b><br>90230                         |

**Item IV. Declaration of Assignment:** I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that the above-entitled matter is properly filed for assignment to the Stanley Mosk courthouse in the Central District of the Superior Court of California, County of Los Angeles [Code Civ. Proc., § 392 et seq., and Local Rule 2.0, subds. (b), (c) and (d)].

Dated: January 28, 2015

  
 (SIGNATURE OF ATTORNEY/FILING PARTY)  
 Mark Allen Kleiman

**PLEASE HAVE THE FOLLOWING ITEMS COMPLETED AND READY TO BE FILED IN ORDER TO PROPERLY COMMENCE YOUR NEW COURT CASE:**

1. Original Complaint or Petition.
2. If filing a Complaint, a completed Summons form for issuance by the Clerk.
3. Civil Case Cover Sheet, Judicial Council form CM-010.
4. Civil Case Cover Sheet Addendum and Statement of Location form, LACIV 109, LASC Approved 03-04 (Rev. 03/11).
5. Payment in full of the filing fee, unless fees have been waived.
6. A signed order appointing the Guardian ad Litem, Judicial Council form CIV-010, if the plaintiff or petitioner is a minor under 18 years of age will be required by Court in order to issue a summons.
7. Additional copies of documents to be conformed by the Clerk. Copies of the cover sheet and this addendum must be served along with the summons and complaint, or other initiating pleading in the case.

01/29/2015